

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2006-156290-001 SE

05/19/2009

COMMISSIONER FRANK A. JOHNSON JR.

CLERK OF THE COURT

K. Apodaca

Deputy

STATE OF ARIZONA

FRANKIE Y JONES

v.

DAVID TAVAKE FAHINA (001)

DOB: 04/06/1988

KRISTI MARIE ADAMS

APO-SENTENCINGS-SE

APPEALS-CCC

DISPOSITION CLERK-CSC

MCSO-SIMS

RFR

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION
ARRAIGNMENT/VIOLATION HEARING

10:56 a.m.

Courtroom JAILBC48

State's Attorney:	J. Covault
Defendant's Attorney:	R. Mitchell
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Defendant was present for the group advisement given on the record at 10:38 a.m. this date in JAILBC48.

The Defendant admits violation of probation for condition 19.

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The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report.

Disposition proceeds at this time.

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation beginning 03/13/2009:

Count 1: With a revised expiration date of 03/13/2011.

Length of Probation: 2 years

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

RESTITUTION: Count 1- \$925.15 payable \$50.00 per month, beginning to be determined.

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning to be determined.

ASSESSMENTS:

BENCH WARRANT FEE: Count 1: \$45.00

DELINQUENT PROBATION SERVICE FEES: Count 1 - \$150.00 payable \$25.00 per month, beginning to be determined.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$5.00.

ASSESSMENTS:

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Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 18 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Condition 19 - Count 1: Complete 16 hours of approved community restitution with credit for hours previously served at a minimum rate of 4 hours per month beginning as directed in writing by the Adult Probation Department.

Condition 21 - Count 1: Be incarcerated in the county jail for 3 month(s), beginning 09/01/2009 with credit for 0 day(s) served.

Not to be released until 12/01/2009.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 25 - Abide by the Special Conditions of Probation as noted on the attachment to the Uniform Conditions of Supervised Probation.

IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

Count(s) 1: IT IS ORDERED Defendant self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

11:03 a.m. Matter concludes.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER FRANK A. JOHNSON JR.
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)